

HOUSE BILL No. 1100

DIGEST OF INTRODUCED BILL

Citations Affected: IC 2-5-1.1.

Synopsis: Internet coverage of the general assembly. Allows the legislative council to enter into a contract to provide video or audio coverage, or both, over the Internet of sessions of the general assembly and other legislative activities authorized by the legislative council. Regulates the reuse of video or audio coverage of the general assembly for commercial or political purposes.

Effective: July 1, 2001.

Crooks

January 8, 2001, read first time and referred to Committee on Public Policy, Ethics and Veterans Affairs.

C
o
p
y



First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE BILL No. 1100

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 2-5-1.1-12 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2001]: **Sec. 12. (a) Subject to this section, the legislative council**
4 **may contract with the intelenet commission established by**
5 **IC 5-21-2-1 or another public or private person to provide video or**
6 **audio coverage, or both, over the Internet of any of the following:**
7 **(1) Sessions of the general assembly.**
8 **(2) Other legislative activities authorized by the legislative**
9 **council.**
10 **(b) Audio and video coverage provided under subsection (a) are**
11 **the property of the general assembly. The legislative council may**
12 **copyright all or any part of the audio and video coverage provided**
13 **under subsection (a).**
14 SECTION 2. IC 2-5-1.1-13 IS ADDED TO THE INDIANA CODE
15 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
16 1, 2001]: **Sec. 13. (a) A person may use all or a part of audio or**
17 **video coverage provided under section 12 of this chapter for a**



C
o
p
y

commercial purpose intended to result in a profit or other tangible benefit to any person only if:

(1) the legislative council gives its permission for the person's commercial use; and

(2) the person:

(A) uses the audio or video coverage only for educational or public affairs programming, including news programming, that does not also constitute a use prohibited under section 14 of this chapter; or

(B) transmits to paid subscribers an unedited feed of the audio or visual coverage.

(b) The legislative council shall give its permission to a person to use the coverage provided under section 12 of this chapter for a commercial purpose if:

(1) the person or the person's representative submits to the legislative council, or its designated agent, a signed, written request for the use that:

(A) states the purpose for which the audio or video coverage will be used and that the stated purpose is allowed under subsection (a); and

(B) contains an agreement by the person that the audio or visual coverage will not be used for a commercial purpose other than the stated purpose; and

(2) the purpose stated in subdivision (1)(A) is a use allowed under subsection (a).

(c) The legislative council:

(1) is not required to give its permission to any person; and

(2) may limit the number of persons to whom it gives its permission;

to use coverage provided under section 12 of this chapter for a purpose described in subsection (a)(2)(B).

(d) Subsection (a) and an agreement under subsection (b)(1)(B) do not prohibit compiling, describing, quoting from, analyzing, or researching the verbal content of audio or visual coverage provided under section 12 of this chapter for a commercial purpose.

(e) A person that knowingly or intentionally uses audio or video materials described in section 12 of this chapter in violation of this section or an agreement under this section commits a Class D felony.

(f) The attorney general may enforce this section at the request of the legislative council by bringing a civil action to enjoin a

C
o
p
y



1 violation of subsection (a) or an agreement under subsection
2 (b)(1)(B).

3 SECTION 3. IC 2-5-1.1-14 IS ADDED TO THE INDIANA CODE
4 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
5 1, 2001]: **Sec. 14. (a) This section does not prohibit describing or**
6 **quoting the verbal content of the audio or video coverage provided**
7 **under section 12 of this chapter in a communication expressly**
8 **advocating the election or defeat of a clearly identified candidate**
9 **(as described in IC 3-9-3-2.5).**

10 (b) A person who knowingly or intentionally uses audio or video
11 coverage provided under section 12 of this chapter in a
12 communication expressly advocating the election or defeat of a
13 clearly identified candidate (as described in IC 3-9-3-2.5) commits
14 a Class D felony.

15 (c) The attorney general may enforce this section at the request
16 of the legislative council by bringing a civil action to enjoin a
17 violation of this section.

C
o
p
y

